

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RESPONSE UNDER RULE 116  
EXPEDITED HANDLING PROCEDURES

In re Patent Application of

Jannes et al

Serial No. 09/931,486

Filed: August 14, 2001

Title: SIMULTANEOUS DETECTION, IDENTIFICATION AND DIFFERENTIATION OF  
EUBACTERIAL TAXA USING A HYBRIDIZATION ASSAY

Atty Dkt. 2551-59

C# M#

1637

Examiner: HORLICK

Date: April 27, 2004



Corres and Mail  
BOX AF

**Mail Stop AF**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE/AMENDMENT/LETTER**

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

☐ **Correspondence Address Indication Form Attached.**

**Fees are attached as calculated below:**

Total effective claims after amendment	36	minus highest number		
previously paid for	99	(at least 20) =	0	x \$ 18.00
				\$ 0.00

Independent claims after amendment	8	minus highest number		
previously paid for	7	(at least 3) =	1	x \$ 86.00
				\$ 86.00

If proper multiple dependent claims now added for first time, add \$290.00 (ignore improper)	\$ 0.00
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Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) (\$110.00/1 month; \$420.00/2 months; \$950.00/3 months)	\$ 950.00
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Terminal disclaimer enclosed, add \$ 110.00	\$ 0.00
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<input type="checkbox"/> First/second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$770.00)	\$ 0.00
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☐ Please enter the previously unentered, filed

☐ Submission attached

**Subtotal \$ 1036.00**

If "small entity," then enter half (1/2) of subtotal and subtract	-\$ 0.00
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☐ Applicant claims "small entity" status. ☐ Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee (\$180.00)	\$ 0.00
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Assignment Recording Fee (\$40.00)	\$ 0.00
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Other:	0.00
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**TOTAL FEE ENCLOSED \$ 1036.00**

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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NIXON & VANDERHYE P.C.  
By Atty: B. J. Sadoff, Reg. No. 36,663

Signature: \_\_\_\_\_



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of

Jannes et al

Atty. Ref.: 2551-59; Confirmation No.

Appl. No. 09/931,486

TC/A.U. 1637

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For: SIMULTANEOUS DETECTION, IDENTIFICATION AND DIFFERENTIATION OF  
EUBACTERIAL TAXA USING A HYBRIDIZATION ASSAY

\* \* \* \* \*

April 27, 2004

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**AMENDMENT UNDER RULE 116**

Responsive to the Office Action dated October 27, 2003, entry and consideration of the following amendments and remarks are requested; a period for response having been extended up to and including June 27, 2004, by submission of the requisite extension petition, and extension fee as well as the attached Notice of Appeal and Notice of Appeal fee.

04/28/2004 EFLORES 00000070 09931486

01 FC:1253 950.00 0P  
02 FC:1201 86.00 0P